

**IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO**

**STATE OF NEW MEXICO, *ex rel.*
State Engineer**

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM

Section 4: Rio El Rito

**MOTION FOR ORDER PROVIDING FOR ADDITIONAL DUTIES
AND POWERS FOR RIO CHAMA WATER MASTER**

COMES NOW the plaintiff State of New Mexico on the relation of the State Engineer and requests the Court to enter its order providing for additional duties and powers for the Court-appointed Rio Chama Water Master as described below, and as grounds therefore plaintiff states as follows:

1. On December 18, 2002, the Court entered its Order Granting Motion to Enforce Partial Final Decree and Enjoin Further Diversion of Water (Docket No. 6996).

2. Pursuant to Paragraph 4 of the Order entered December 18, 2002 the Acequia Jaral and Rudy Martinez are required to consult with the Court-appointed Rio Chama Water Master in the event they are unable to resolve a disagreement concerning the supply of water in the Rio El Rito. The decision of the Rio Chama Water Master is binding on the Acequia Jaral and Rudy Martinez subject to review (if any) by the Court pursuant to paragraph 5 of the Order entered December 18, 2002.

3. The State Engineer has approved the role of the Rio Chama Water Master in the

settlement of any dispute between the Acequia Jaral and Rudy Martinez, and states that the public interest is well served by that role as described in the Order entered December 18, 2002.

WHEREFORE, the State of New Mexico requests the Court to enter its Order to provide for additional duties and powers for the Court-appointed Rio Chama Water Master as described in paragraphs 4 and 5 of the Order entered December 18, 2002.

Respectfully submitted,

/s/ Ed Newville

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CERTIFICATE OF SERVICE

I certify that copies of the foregoing Motion for Order Providing for Additional Duties and Powers for Rio Chama Water Master were mailed to the following persons on December 27, 2002.

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